

From: [Moore, Gary](#)
To: [Richner, Donald - HHS](#)
Subject: Re: CES Investigation Report and Confidential Citizen Complaint Information
Date: Tuesday, April 22, 2014 8:58:34 AM

Donald

A complaint table to date would be awesome.

Thanks
Gary Moore

From: Richner, Donald - HHS
Sent: Tuesday, April 22, 2014 8:53:44 AM
To: Moore, Gary
Cc: James, Daisy - HHS; Blanco, Arturo - HHS; Badar, Tanwir - HHS; Reese, Sharon - HHS
Subject: RE: CES Investigation Report and Confidential Citizen Complaint Information

Gary,

We had over 270 complaints between 2005 and 2010 just for air issues while the site was operating. If you want data going back that far Daisy could forward a complaint table for the company that we maintained prior to their closing. Putting together all the complaints since then may take more time because I believe they stopped tracking it on that table after the closing.

Our complaint listing is limited to air issues prior to 2010 because our Bureau only handled air quality complaints prior to its expansion in 2010. In 2010 our Bureau expanded to include water and waste related issues. Sharon Reese should be able to fill in the gaps with the storm water and waste issues from that period.

The complaints since the closing generally relate to mishandling of wastes, leakage of waste, open waste containers, or container failures that resulted in odorous leaks and spills. Many of the neighbors have been concerned that the property was being operated again because of activity they heard or saw there after the closing and little or no effort appears to have been made to keep them informed of what was actually going on there and the nasty odors don't help that situation.

If you are interested in discussing the site we would be happy to meet with you or teleconference.

Most of the staff that worked on that project is still available including myself and several engineers. Our Bureau chief (Arturo Blanco) will be out Wednesday, but I am sure he would be interested in any discussions as well.

We have been advised by our Legal staff not to meet with the Trustee or his attorney to discuss the site because it may cause problems later if the site does not get cleaned up and there is any further litigation.

Donald R. Richner, CIH
Senior Project Manager
Houston Department of Health & Human Services
Bureau of Pollution Control & Prevention
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From: Moore, Gary [mailto:Moore.Gary@epa.gov]

Sent: Monday, April 21, 2014 9:08 PM

To: James, Daisy - HHS

Cc: Blanco, Arturo - HHS; Richner, Donald - HHS; Macias, Naomi - HHS; Reese, Sharon - HHS

Subject: Re: CES Investigation Report and Confidential Citizen Complaint Information

All,

I would like to meet with you. At present TCEQ is responding to secure the site and was onsite today and I believe will be there tomorrow. I will be at another site in Houston at 1714 Mills. We could possibly meet at the site on Wed or Thurs.

Also, if not a problem, it would be nice to get the complaints from 2005 to present.

Thanks

Gary Moore

Gary

From: James, Daisy - HHS <Daisy.James@houstontx.gov>

Sent: Monday, April 21, 2014 11:01:06 AM

To: Moore, Gary

Cc: Blanco, Arturo - HHS; Richner, Donald - HHS; Macias, Naomi - HHS; Reese, Sharon - HHS

Subject: RE: CES Investigation Report and Confidential Citizen Complaint Information

Good Morning Mr. Moore:

Per your request, attached are the recent complaints and investigations conducted by Houston Department of Health & Human Services' Bureau of Pollution Control & Prevention relative to odors from CES. If you would like complaint history prior to March 2014, please let us know and we will provide them. Information the predates 2010 requires retrieval of reports from a legacy data system, and may take a week or longer to gain access to the information. However, let us know what you need and we will work to compile it as soon as possible.

Thanks,

Daisy D. James, Environmental Investigator V
Houston Department of Health and Human Services
Bureau of Pollution Control & Prevention
Environmental Health Division
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From: Richner, Donald - HHS

Sent: Monday, April 21, 2014 10:26 AM

To: 'moore.gary@epa.gov'; Reese, Sharon - HHS

Cc: Blanco, Arturo - HHS; James, Daisy - HHS; Badar, Tanwir - HHS; Desouza, Isaac - HHS

Subject: CES

Mr. Moore,

Daisy James, our complaint investigator team manager, is going to forward some of the recent complaint information about CES that Sharon Reese requested for you, but our history with the facility actually goes back to 2005. Since the CES bankruptcy closing, several years ago, most of the air and water complaints we have received relate to container leaks and spills that were not cleaned up readily, or completely. The site has multiple open containers onsite as well as storage tanks without any secondary containment and it was one such tank, that supposedly ruptured, which was blamed as the cause of this latest round of complaints.

Should you wish to discuss the CES site we would be glad to meet with you or have a phone conference with our investigators and engineers to discuss the problems we've observed and our current concerns? Or, if you prefer, we would be glad to meet with you on the CES site to discuss those issues, should that opportunity arise.

Thanks

Donald R. Richner, CIH

Senior Project Manager

Houston Department of Health & Human Services

Bureau of Pollution Control & Prevention

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